IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPICATION NO.2628 OF 2006

Office Notes, Office Memorandum of Coram, appearance, Court's orders or directions and Registrar's orders	Court's or Judge's orders

Mr. Rajiv Patil, for the Applicant.

Mr.S.V. Kotwal, for the Repondent No.1.

Mr. Ramesh Dube-Patil, i/b. M/s. Jay & Co. for the Respondent Nos.2 & 3.

Ms. S.V. Gajare, A.P.P. for the Respondent No.4

CORAM : A.S. OKA, J.
DATE: 07th SEPTEMBER 2006

P.C. :

1. Heard Advocates appearing for the parties. The first Respondent filed a complaint under Section 138 of the Negotiable Instruments Act, 1881. The learned Magistrate has issued process on the said complaint. The prayer in this application under Section 482 of the Code of Criminal Procedure, 1973 is for quashing the said complaint.

2. A remedy of filing a Revision Application under Section 397 of

the said Code is available to the Applicant. Power under Section 482 of the said Code has to be exercised very sparingly.

3. Hence, this application is not entertained. The same is rejected. Notwithstanding of the rejection of this application, the Applicant may avail of the remedy of filing Revision Application before the Sessions Court for challenging order issuing process. All contentions of the parties on merits are kept open.

JUDGE